

## Message Text

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PAGE 01 STATE 131515  
ORIGIN PM-04

INFO OCT-01 EUR-12 NEA-10 ISO-00 ACDA-07 DODE-00 MC-02  
L-03 NSC-05 SP-02 SS-15 H-01 CIAE-00 INR-07  
NSAE-00 AID-05 IGA-02 OMB-01 TRSE-00 EB-07 /084 R

DRAFTED BY PM/SAS: DKEENE:TLB  
APPROVED BY PM/SAS: SWINSHIP  
NEA/ARP - MR. ZIOLKOWSKI  
ACDA/IR/AT - LTC. FLUHR (DRAFT)  
DOD/DSAA - COL. PERKINS  
PM/MC - MR. ROBINSON (DRAFT)  
EUR/WE - MR. SMITH (DRAFT)  
L/PM - MR. BOREK (DRAFT)  
-----080653Z 107405 /17

R 080041Z JUN 77  
FM SECSTATE WASHDC  
TO AMEMBASSY KUWAIT  
INFO AMEMBASSY LISBON

C O N F I D E N T I A L STATE 131515

E.O. 11652: GDS

TAGS: MASS, KU

SUBJECT: COMMERCIAL SALE OF APCS TO KUWAIT

REF: A. KUWAIT 2518 B. KUWAIT 2913

1. COMMERCIAL SALES CASE FOR APCS TOTALLING APPROXIMATELY  
\$24 MILLION WILL REQUIRE 30 DAYS ADVANCE NOTIFICATION TO  
CONGRESS, PURSUANT TO SECTION 36(C) OF THE ARMS EXPORT  
CONTROL ACT (AECA) NOTWITHSTANDING PREVIOUS NOTIFICATION ON  
SEPTEMBER 10, 1976 AS POTENTIAL FMS CASE PURSUANT TO SECTION  
36(B). DIFFICULT FOR DEPARTMENT TO PROVIDE FIRM ESTIMATE  
OF TOTAL TIME REQUIRED GIVEN NUMBER OF VARIABLES INVOLVED,  
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BUT WE WILL MAKE EVERY EFFORT TO MOVE THIS CASE WITH  
DISPATCH ONCE REQUISITE EXPORT LICENSE IS APPLIED FOR.  
(FMC NEED NOT, OF COURSE, BE IN POSSESSION OF VALID EXPORT  
LICENSE IN ORDER TO NEGOTIATE AND CONCLUDE SALES AGREEMENT  
WITH GOK.)

2. PARA 1 REF A CONCERNING WEAPONS AND AMMO TO BE

PROCURED IN PORTUGAL DOES NOT PROVIDE SUFFICIENT INFORMATION ON WHICH TO JUDGE WHETHER USG CONSENT REQUIRED FOR TRANSFER OR NOT. IF WEAPONS AND AMMO ARE OF MAP OR FMS ORIGIN, PRIOR USG CONSENT WOULD BE REQUIRED, WHICH ALSO MAY BE THE CASE IF ARTICLES HAD BEEN EXPORTED COMMERCIALY

UNDER LICENSE OR MANUFACTURED ABROAD UNDER USG-APPROVED COMMERCIAL MANUFACTURING LICENSE AGREEMENT. SECTION 3(D) OF AECA REQUIRES A THIRTY DAY PRIOR NOTIFICATION TO CONGRESS OF INTENTION TO CONSENT TO A THIRD PARTY TRANSFER OF MAP OR FMS ORIGIN EQUIPMENT. REQUEST FOR SUCH CONSENT WOULD HAVE TO COME FROM GOP. GOK WOULD THEN BE REQUIRED TO PROVIDE WRITTEN NON-TRANSFER ASSURANCES IN SAME MANNER AS IF SALE WERE DIRECT USG TO GOK TRANSFER. REQUEST FURTHER INFORMATION AS TO ORIGIN OF EQUIPMENT PROPOSED TO BE ACQUIRED FROM PORTUGAL. FYI - FMC INFORMS US THAT THEY ARE RUNNING INTO DIFFICULTY IN CONCLUDING TRANSACTION IN EUROPE. COMPANY HAS RENEWED ITS INTEREST IN FMS PROCURED WEAPONS. WE ARE NOW EVALUATING THAT POSSIBILITY. END FYI.

3. DEPARTMENT DOES NOT FORSEE ANY DIFFICULTY WITH SMALL INCREASE IN NUMBER OF APCS REQUESTED BY GOK. VANCE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** SALES, MILITARY VEHICLES  
**Control Number:** n/a  
**Copy:** SINGLE  
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**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE131515  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DKEENE:TLB  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
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**Legacy Key:** link1977/newtext/t19770678/aaaacpyi.tel  
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**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
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**Office:** ORIGIN PM  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 KUWAIT 2518  
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**Review Content Flags:**  
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**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2227364  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** COMMERCIAL SALE OF APCS TO KUWAIT  
**TAGS:** MASS, ESTC, KU, US  
**To:** KUWAIT  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/ee7ba182-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009